

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW MEXICO**

Before the Honorable **GREGORY J. FOURATT**

CRIMINAL CLERK'S MINUTES at Las Cruces

Case Number:	<b>25-867 MJ</b>	Date:	<b>4/25/2025</b>	Recording Information:	<b>LCR SIERRA BLANCA</b>	
Clerk:	<b>C. ALVAREZ</b>	Type of Hearing:		<b>INITIAL APPEARANCE</b>		
Defendant(s):			Attorney(s):			Appt'd.
<b>NANCY ANN CANO</b>			<b>JANE GREEK WILLIAM LUTZ/DAVID LUTZ</b>			x
Assistant U.S. Attorney:	<b>MARIA ARMIJO; RANDY CASTELLANO</b>	Interpreter:		N/A		
Pretrial Officer:	<b>RUBI SEDILLO</b>	Court in Session:	<b>10:37-10:56 A.M. (10 mins)</b>			
<p><input checked="" type="checkbox"/> Court questions Defendant(s) regarding his/her physical and mental condition, age, education</p> <p><input checked="" type="checkbox"/> Court advises Defendant(s) of possible penalties and all constitutional rights</p> <p><input checked="" type="checkbox"/> ORAL Motion for Detention Hearing by Government</p> <p><input checked="" type="checkbox"/> Court grants <input checked="" type="checkbox"/> Government's <input type="checkbox"/> Defense counsel's oral motion to continue detention hearing</p> <p><input checked="" type="checkbox"/> Set for Preliminary/Detention on 4/29/2025 at 9:00 A.M. - Sierra Blanca Courtroom</p>						
<p><input checked="" type="checkbox"/> Defendant in custody</p>						
<p><input checked="" type="checkbox"/> Other: JANE GREEK IS PRESENT FOR BOTH DEFENDANTS, ADVISING THAT SHE WAS CALLED BY THE FPD OFFICE EARLIER TODAY AND APPOINTED IN THIS CASE. COURT STATES THAT IT IS PROCEDURALLY IMPROPER TO HAVE COURT APPOINTED CJA REPRESENTATION FOR THE INITIAL APPEARANCE. NORMALLY, FPD STANDS IN FOR THE LIMITED PURPOSE OF INITIAL APPEARANCE. FIRST TIME IN 9 YEARS THAT A CJA APPOINTMENT HAS BEEN MADE FOR INITIAL APPEARANCE, WHICH MAKES DOING SO VERY IRREGULAR. WILLIAM AND DAVID LUTZ ENTERED THEIR APPEARANCES FOR THE DEFENDANTS. WILLIAM LUTZ ADVISED THAT HE WILL ARRANGE FOR ONE OF THE DEFENDANTS TO HAVE SEPARATE COUNSEL. DAVID LUTZ READS COMPLAINT TO DEFENDANT NANCY CANO. JANE GREEK ADVISES THAT SHE READ THE COMPLAINT TO DEFENDANT JOEL CANO. JANE GREEK STATES THAT SHE SPOKE TO AUSA ARMIJO AND WOULD LIKE A DETENTION HEARING AS SOON AS POSSIBLE, INCLUDING AS EARLY AS THIS AFTERNOON. <b>COURT'S RULING:</b> COURT WILL BENEFIT FROM A PRETRIAL REPORT AND WILL SET THE PRELIMINARY/DETENTION HEARINGS ON TUESDAY, 4/29/2025 AT 9:00 A.M. COURT DETAINS DEFENDANTS TEMPORARILY. DEFENDANTS TO BE INTERVIEWED BY PRETRIAL SERVICES.</p>						